

**KUNG & BROWN**  
14 South Maryland Parkway

Tel: (702) 382-0883 / Fax: (702) 382-2720

NATIONSTAR MORTGAGE LLC and  
FEDERAL HOME LOAN MORTGAGE  
CORPORATION, a government sponsored  
enterprise,

Plaintiffs,

VS.

NEWPORT COVE CONDOMINIUM UNIT  
OWNERS' ASSOCIATION, INC.; RBBE  
REAL ESTATE INVESTMENTS, LLC;  
DALY MANAGEMENT CORPORATION;  
and HAMPTON & HAMPTON  
COLLECTIONS LLC.

Defendants.

CASE NO.: 2:17-cv-00474-JCM-NJK

**STIPULATION TO EXTEND  
DISCOVERY WITH RESPECT TO  
DEFENDANT DALY  
MANAGEMENT CORPORATION  
ONLY**

**(First Request)**

IT IS HEREBY STIPULATED AND AGREED, by and between the parties' counsel of record and subject to the approval of the Court, that discovery in this case be extended with respect to Daly Management Corporation only from December 12, 2017 until January 30, 2017.<sup>1</sup> Thus, this request is timely under Local Rule 26-4 and the Scheduling Order (ECF No. 14).

Pursuant to Local Rule 26-4, the parties, through their counsel, state the following:

<sup>11</sup> Plaintiffs have a Motion to Stay Discovery pending. See, ECF 49 and ECF 48.

1  
2     **(a) Discovery completed**

3         The parties have exchanged the following sets of written discovery:

4             1. Plaintiffs to Defendant Daly Property Management— responses received  
5             October 19, 2017  
6                 a. Interrogatories  
7                 b. Requests for Production  
8                 c. Requests for Admission  
9             2. Plaintiffs to Defendant Newport Cove — responses received October 3, 2017  
10                 a. Interrogatories  
11                 b. Requests for Production  
12                 c. Requests for Admission  
13             3. Plaintiffs to Defendant Hampton & Hampton  
14                 a. Interrogatories  
15                 b. Requests for Production  
16                 c. Requests for Admission

17         The parties have completed the following depositions or the depositions will be  
18         completed prior to the current discovery cutoff:

19             1. Rule 30(b)(6) deposition of Newport Cove – completed  
20             2. Rule 30(b)(6) deposition of Hampton & Hampton – set for December 8, 2017

21     **(b) Discovery that remains to be completed**

22         The following discovery remains to be completed:

23             1. Rule 30(b)(6) deposition of Daly Management Corporation;  
24             2. Plaintiff may propound an additional 10 interrogatories, 10 requests for  
25             admission and 10 requests for production of documents to Daly Management in lieu of  
26             taking the Rule 30(b)(6) deposition of Daly Management.

27     **(c) Reasons the remaining discovery was not completed within the time limits set by the  
28             discovery plan**

29         Plaintiff noticed the Rule 30(b)(6) deposition for Daly Management Corporation to take  
30         place on November 15, 2017 at 2:00 p.m., however, when Plaintiff was advised that the Rule  
31         30(b)(6) witness for Daly was elderly (in his mid-80's) and that he resided in California,

1 Plaintiff agreed to reschedule the deposition to a mutually agreeable time and place in  
2 California.

3 The deposition was subsequently re-noticed for December 4, 2017 at 11:00 a.m., to be  
4 conducted by teleconference, with the witness to be in California. However, as mentioned  
5 above, the witness is elderly. He also has prostate cancer and is not feeling well. The parties  
6 want to allow him time to feel better, and to avoid the holidays; therefore, they have agreed to  
7 reschedule his deposition, subject to the Court's approval, for mid-January 2018.

8 **(d) Proposed schedule for completing all remaining discovery.**

9 The parties state this request is made for no improper purpose or delay. The new  
10 proposed deadlines would be as follows:

11 Discovery Cutoff

12 The discovery cutoff deadline will be extended from December 12, 2017 to **January 30,**  
13 **2018** with respect to Daly Management Corporation only for the purpose of allowing the  
14 Plaintiff to conduct the Rule 30(b)(6) deposition, or in lieu thereof, to propound 10  
15 interrogatories, 10 requests for production of documents, and 10 requests for admission.

16 Dispositive Motions

17 The last day for filing dispositive motions in this case shall be extended from January  
18 11, 2017 to **February 12, 2018**

19 Joint Pretrial Order

20 The deadline to file the Joint Pretrial Order in this case shall be extended from  
21 February 9, 2018, to **March 12, 2018**. In the event dispositive motions are pending before the  
22 Court on that date, the date for filing the Joint Pretrial Order shall be suspended until 30 days  
23 after the date of the Court's decision on the last dispositive motion.

24  
25 [signatures follow next page]

26 ...

27 ...

28 ...

1        This is the parties' first request for an extension of the discovery deadline and is not made  
2 to delay this matter. Based upon the foregoing, the parties believe there is good cause for the  
3 requested extension.

4        DATED this 1<sup>st</sup> day of December, 2017.

5        KUNG & BROWN

6        /s/ Georlen K. Spangler  
7        Georlen K. Spangler, Esq.  
Kung & Brown  
8        214 South Maryland Parkway  
Las Vegas, NV 89101  
9        *Attorneys Daly Management Corporation*

4        DATED this 1<sup>st</sup> day of December, 2017.

5        AKERMAN LLP

6        /s/ Thera A. Cooper  
7        Thera A. Cooper, Esq.  
Akerman LLP  
8        1160 Town Center Drive, Suite 330  
Las Vegas, NV 89144  
9        *Attorney for Nationstar Mortgage LLC and*  
*Federal Home Loan Mortgage Corporation*

11      DATED this 1<sup>st</sup> day of December, 2017.

12      LIPSON NEILSON COLE SELTZER &  
GARIN

13      /s/ Eric Tran  
14      Eric Tran, Esq.  
Lipson Neilson Cole Seltzer & Garin  
9900 Covington Cross Dr. Ste. 120  
15      Las Vegas, NV 89144  
16      *Attorney for Newport Cove Condominium Unit*  
*Owners' Association, Inc.*

11      DATED this 1<sup>st</sup> day of December, 2017.

12      /s/ Brandon Wood  
13      Brandon Wood, Esq.  
6224 West Desert Inn Rd.  
14      Las Vegas, NV 89146  
15      *Attorney for Hampton & Hampton Collections*  
*LLC*

16      **IT IS SO ORDERED.**

17        
UNITED STATES MAGISTRATE JUDGE

18      Dated: December 4, 2017